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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/777,339	02/12/2004	Donald Lee Sandkuhl		4938
7590	04/29/2005		EXAMINER	
Donald Lee Sandkuhl 2109 W. Waco St. Broken Arrow, OK 74011			WUJCIAK, ALFRED J	
		ART UNIT	PAPER NUMBER	
		3632		

DATE MAILED: 04/29/2005

§

Please find below and/or attached an Office communication concerning this application or proceeding.



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Notice of Non-Compliant Amendment (37 CFR 1.121)

38-05
The amendment document filed on _____ is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety; e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted; 37 CFR 1.121(b)(2)). The "Amendments to the claims" section of applicant's amendment document must be re-submitted with the following amendments:

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

1. Amendments to the specification:
 A. Amended paragraph(s) do not include markings.
 B. New paragraph(s) should not be underlined.
 C. Other _____

2. Abstract:
 A. Not presented on a separate sheet. 37 CFR 1.72.
 B. Other _____

3. Amendments to the drawings: _____

4. Amendments to the claims:
 A. A complete listing of all of the claims is not present.
 B. The listing of claims does not include the text of all pending claims (including withdrawn claims).
 C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New) and (Not entered).
 D. The claims of this amendment paper have not been presented in ascending numerical order.
 E. Other: _____

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/olpa/prenotice/officeflyer.pdf>.

For further explanation of the amendment format see <http://www.uspto.gov/web/offices/pac/dapp/olpa/prenotice/officeflyer.pdf>

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 in this letter will result in the abandonment of the application. If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, this notice is not an action under 35 U.S.C. 132, and this **ONE MONTH** time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION** (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a **TIME PERIOD** of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121. This notice is not an action under 35 U.S.C. 132, and this **ONE MONTH** time limit is not extendable. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a)** in order to avoid abandonment. **EXTENSIONS OF**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. **The period for response to a final rejection continues to run from the date set in the final rejection**, and is not affected by the non-compliant status of the amendment.

Leanne R. Ellis 571-272-6588
Legal Instruments Examiner (11E) Telephone No. _____
Legal Instruments Examiner (11E) _____

Appl. No.: 10/777,339
Applicant: Donald Lee Sandkuhl
Filed: February 12, 2003
Title: Guitar Stand
Art Unit: 3632
Examiner: Alfred Joseph Wujciak III

Response Date: 3/3/2005

Mr. Ellis, 5/19/05

Here is a copy of the
response I sent on March 3, 2005.
It had claim identifiers!

Don Sandkuhl

B. Amendment to the Specifications

Page 8 of the Office Action Summary indicates two misspelled words on Page 6 of my patent application requiring correction.

Response: No correction is required, because there weren't any misspelled words on Page 6 of my application. (Microsoft Word spell checker was used on the entire document.)

Page 8 of the Office Action Summary indicates three misspelled words on Page 2 of my patent application requiring correction.

Response: No correction is required, because there weren't any misspelled words on Page 2 of my application. (Microsoft Word spell checker was used on the entire document.)

Page 8 of the Office Action Summary indicates two misspelled words on Page 3 of my patent application requiring correction.

Response: No correction is required, because there weren't any misspelled words on Page 3 of my application. (Microsoft Word spell checker was used on the entire document.)

C. Amendment to the Claims

Listing of Claims

Claim 1. (amended) ✓

CLAIMS

What is claimed is:

1. A guitar stand, comprising:

a first short hinge leaf, used to fasten the guitar stand to the guitar with screws using two of the existing screws that hold the guitar neck plate in place;

a second long hinge leaf, with attached cross plate that stabilizes the guitar stand;

a hinge pin, that holds the short hinge leaf and long hinge leaf of the hinge together;

a cross plate, with two extension feet, that is riveted to the second long hinge leaf;

a pair of vinyl boots, that cover the extension feet on the cross plate;

a VELCRO® fastener, attached to the cross plate of the guitar stand;

a mating VELCRO® fastener, attached to the rear of the guitar.

deleted
added

Appl. No.: 10/777,339
Applicant: Donald Lee Sandkuhl
Filed: February 12, 2003
Title: Guitar Stand
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Claim 2 (amended) ✓

2. A guitar stand that can be attached to or removed from a guitar with ~~screws~~ ^{using the existing} screws that come with a guitar, without damaging the guitar or its finish.

✓ added

✓ deleted

✓ added

Claim 3 (withdrawn) ✓

Claim 4 (amended) ✓

4. The guitar stand according to claim 1, further comprises a second long leaf and a cross plate that has ~~two extension feet and vinyl boots that prevent the guitar stand from sliding on the floor, while the guitar is being supported by the guitar stand as it sets on the floor; and further understanding that the cross plate is connected to the second hinge leaf by rivets; also understanding that the second long hinge leaf and the cross plate and that~~ can be fabricated as a single unit using a laser cutting tool, made from one piece of material, to facilitate manufacture of the guitar stand.

✓ added

Claim 5 (withdrawn) ✓

Respectfully submitted by:

Donald Lee Sandkuhl
2109 W. Waco St.
Broken Arrow, OK 74011
(918) 455-3230
d.sandkuhl@att.net